

A Bill for an Act Relating to the Driver Improvement Program.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 286-108.5, Hawaii Revised Statutes, is amended by amending subsections (g) and (h) to read:

“(g) Every employer who employs any person as a regularly employed driver of motor vehicles listed in section 286-102(c), shall provide for every such driver employed by him a driver improvement program which shall include a system for continuous driver evaluation, annual driver safety courses approved by the state highway safety coordinator, and such other activities as may be required by rules and regulations adopted by the state highway coordinator pursuant to chapter 91. Every organization, such as a union, through which a driver of a motor vehicle listed in section 286-102(c) is employed on a casual or sporadic basis, and not as a regularly employed driver for any one employer, shall be responsible for providing the driver improvement program for all drivers who are hired for casual or sporadic employment through the organization. An individual is casually or sporadically employed if he is temporarily engaged only for a particular job or project and not as a regular employee of the employer. Any employer or organization that violates this subsection shall be fined not more than \$500. Every regularly or casually employed driver of motor vehicles listed in section 286-102(c) shall attend the driver improvement program provided for him by his employer or organization. The highway safety coordinator shall adopt rules pursuant to chapter 91 necessary for the purposes of this subsection, including but not limited to rules governing attendance. Any driver who does not fulfill the appropriate driver improvement attendance requirement shall be fined not more than \$100.

(h) The counties may furnish real property, facilities on such property and

other equipment in furtherance of this section. A county shall allow the use of such property or other county property to a certificated fleet safety examiner on terms that it deems proper and reasonable.”

SECTION 3. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes need not include the brackets, the bracketed material, or the underscoring.*

SECTION 4. This Act shall take effect upon its approval.

(Approved May 14, 1977.)

*Edited accordingly.